IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

FILED
APR 14 2010
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 79335
FILED BY Southern Nevada Water Authority
ON January 28, 20 10, TO APPROPRIATE THE
WATERS OF Underground Railroad Valley)

PROTEST

Comes now Halstead-Forsgren Ranches, Inc. Alan/Edna J. Forsgren
Printed or typed name of protestant
whose post office address is Duckwater Rd. #1 Duckwater, NV 89314
Street No. or PO Box, City, State and ZIP Code
whose occupation is Rancher and protests the granting
of Application Number ~~79325~~ 79335 EJF, filed on January 28, 20 10
by Southern Nevada Water Authority to appropriate the
waters of Underground Railroad Valley) situated in Nye
Underground or name of stream, lake, spring or other source
County, State of Nevada, for the following reasons and on the following grounds, to wit:

The protestant is the holder of numerous vested, certified, permitted and pending water rights from both surface and underground sources in the vicinity of this application. The granting of a permit under this application would adversely affect the protestants prior and existing rights. In addition the application is near the BLM grazing allotment controlled by the protestant and would adversely affect normal grazing operations. The proposed application conflicts with protectiable interests in existing irrigation, stock water and domestic wells. The proposed application threatens to prove detrimental to the public interest.

THEREFORE the Protestant requests that the application be Denied
Denied, issued subject to prior rights, etc., as the case may be
and that an order be entered for such relief as the State Engineer deems just and proper.

Signed Edna Jean Forsgren
Agent or protestant
Edna Jean Forsgren
Printed or typed name, if agent
Address Duckwater Rd. #1
Street No. or PO Box
Duckwater, NV 89314
City, State and ZIP Code
775-863-0206
Phone Number

Subscribed and sworn to before me this 10th day of April, 20 10

DAHN S. PUCKETT
NOTARY PUBLIC-STATE of NEVADA
White Pine County - Nevada
CERTIFICATE # 99-50846-17
APPT. EXP. JAN. 22, 2011

Notary Public
State of Nevada
County of White Pine

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STATE ENGINEERS OFFICE

+ $25 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.
ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

ATTACHMENT TO PROTEST OF Halstead-Forsgren Ranches, Inc. **AGAINST**
APPLICATION NO. 79335 **, FILED** 01/28/2010 **,**
BY THE SOUTHERN NEVADA WATER AUTHORITY

This attachment lists and briefly describes the reasons and grounds for this protest of Halstead-Forsgren Ranches, Inc. ("Protestant") against Application Number 79335. The Southern Nevada Water Authority ("SNWA" or "Applicant") has filed this Application to appropriate groundwater from Railroad Valley as part of its massive proposed network of wells and pipelines stretching across eastern Nevada from Clark County through Lincoln County and into White Pine County (the "Pipeline Project").

☒ 1. There is insufficient water available in the proposed source of supply.

☒ 2. The application and proposed use would conflict with existing water rights and protectable interests in domestic and/or ranch production and/or municipal wells.

☒ 3. The appropriation and export of water proposed in this application would be detrimental to the public interest on environmental grounds and would be environmentally unsound as it relates to the proposed export basin:

- ☒ Harm to wildlife and wildlife habitat:
- ☒ Degradation of air quality:
- ☒ Destruction of recreational and aesthetic values:
- ☒ Degradation of water quality:
- ☒ Degradation of cultural resources:
- ☒ Harm to state parks and state and federal wildlife refuges
- ☒ Harm to the Great Basin National Park including water, air, ecosystem, view shed, resources

☒ 4. The appropriation and export of water proposed in this application would be detrimental to the public interest on economic grounds and would unduly limit future growth and development in the basin from which the export is proposed:

- ☒ Undue limitation of future economic activity and growth in the basin of origin:
- ☒ Undue economic harm will extend to the economies and communities of downgradient hydrologically connected and downwind basins.
- ☒ Loss of public lands grazing and forage

☒ 5. The proposed action is not an appropriate long-term use of Nevada's water:

☒ 6. The Applicant has not justified the need to import water from another basin:

☒ 7. The Applicant has not implemented a sufficient conservation plan.

☒ 8. The Applicant has not demonstrated the good faith intent or financial ability and reasonable expectation to actually construct the work and apply the water to the intended beneficial use with reasonable diligence.

- ☒ Changed circumstances, uncertain intent, doubtful financing:
- ☒ Failure to demonstrate ability to access land containing point of diversion.

☒ 9. Protestant reserves the right to amend this protest to include issues as they develop.

☒ 10. Protestant incorporates other protests to SNWA's applications by reference.

☐ ADDITONAL REASONS AND GROUNDS ON NEXT PAGE ⇨⇨⇨⇨⇨⇨